

CGB-CC-1163

Received & Inspected

NOV 16 2011

FCC Mail Room

STATE OF DELAWARE  
County of Sussex

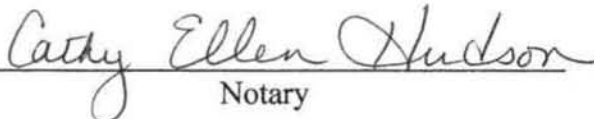
Before me this day personally appeared Joel Tice, who  
being duly sworn, deposes and says:

Based on the attached statement provided, Bay Shore Community Church is requesting exemption to the closed captioning requirements on the basis of undue burden.

  
Signature

Sworn to (or subscribed) before me this 7<sup>th</sup> day of November  
20 11.

My commission for the state of Delaware expires on July 24, 2013.

  
Notary

# Bay Shore Community Church

November 2, 2011

Office of the Secretary  
Federal Communications Commission  
Attention: Disability Rights Office, Room 3-B431  
9300 East Hampton Drive  
Capital Heights, MD 20743

To Whom It May Concern:

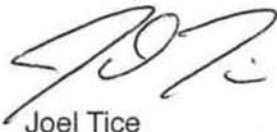
Bay Shore Community Church is formally requesting to be granted exemption status from closed captioning of video programming by the Federal Communications Commission. The basis for this request derives from rule number eight under "Exempt Programs and Providers" which states, "Locally produced and distributed non-news programming with no repeat value. Programming that is locally produced by the video programming distributor, has no repeat value, is of local public interest, is not news programming, and for which the "electronic news room" technique of captioning is unavailable."

The programming that Bay Shore Community Church is producing is simply a weekly video of the sermon that is preached at our facility each week and will be broadcasted locally. The program is locally produced (Bay Shore Community Church produces each show weekly). The program has no repeat value (each episode is based off of the previous week's episode and is understood in a sequential format). The program is of local public interest (each episode contains religious insight that is of interest to Christians and non-Christians alike in the broadcasting area). The program is not news programming (The program contains religious insight and is in no way an avenue for broadcasting news). Bay Shore Community Church currently does not have "electronic news room" technique of captioning available.

Additionally, Bay Shore Community Church is requesting exemption to the closed captioning requirements based on undue burden. Currently, Bay Shore Community Church does not own software to add closed captioning to our programming. Upon further research, costs to attain such programming would be in excess of \$10,000 annually (\$199 per show, 52 shows per year, \$10,348 total investment) which is not within our current yearly budget as we're operating on a negative cash flow year to date.

Based on the statements provided, Bay Shore Community Church is requesting exemption to the closed captioning requirements on the basis of undue burden.

Sincerely,



Joel Tice  
Administrator

**Connect to God. Connect to Others. Serve the Community.**

**Danny R. Tice, Senior Pastor**

36759 Millsboro Hwy. • Millsboro, Delaware 19966-9440 • Telephone (302) 238-7370 • Toll Free (866) 432-7370  
Fax (302) 238-7066 • Email: [info@bayshorecc.org](mailto:info@bayshorecc.org) • Web Site: [www.bayshorecc.org](http://www.bayshorecc.org)